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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
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11 BENITO MARQUEZ,

12 Petitioner,

13 v.

14 A. HEDGPETH, Warden,

15 Respondent.  
16

NO. CV 09-7939 R (FMO)

**ORDER ADOPTING FINDINGS,  
CONCLUSIONS AND RECOMMENDATIONS  
OF UNITED STATES MAGISTRATE JUDGE**

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all of the records herein,  
18 the Magistrate Judge's Report and Recommendation, and the Objections to the Report and  
19 Recommendation. Having made a de novo determination of the portions of the Report and  
20 Recommendation to which the Objections were directed, the Court concurs with and adopts the  
21 findings and conclusions of the Magistrate Judge. Accordingly, IT IS ORDERED THAT:

- 22 1. Judgment shall be entered dismissing the action with prejudice.  
23 2. The Clerk shall serve copies of this Order and the Judgment herein on the parties.  
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25 DATED: July 7, 2011.  
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27 MANUEL L. REAL  
28 UNITED STATES DISTRICT JUDGE